



ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರ

ಅಧಿಕೃತವಾಗಿ ಪ್ರಕಟಿಸಲಾದುದು
ವಿಶೇಷ ರಾಜ್ಯ ಪತ್ರಿಕೆ

ಭಾಗ - ೪ ಎ Part - IVA	ಬೆಂಗಳೂರು, ಸೋಮವಾರ, ೦೬, ಮಾರ್ಚ್, ೨೦೨೩(ಫಾಲ್ಗುಣ, ೧೫, ಶಕವರ್ಷ, ೧೯೪೪) BENGALURU, MONDAY, 06, MARCH, 2023(PHALGUNA, 15, SHAKAVARSHA, 1944)	ನಂ. ೯೬ No. 96
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GOVERNMENT OF KARNATAKA

No. TD 343 TDO 2019

Karnataka Government Secretariat,
M.S. Building,
Bangalore, Dated:04-03-2023.

NOTIFICATION

Whereas, the 7th Supplemental Inter-State Transport Agreement was entered between the States of Karnataka and Andhra Pradesh, vide notification No. TRD 02 TMI 2003, Bangalore dated 7th March 2008, published in Karnataka Gazette Part IV-A dated: 07-03-2008, in exercise of the powers conferred by subsection (6) of section 88 of Motor Vehicles act, 1988(Act 59 of 1988).

Whereas, the Hon'ble High Court of Karnataka, by its order dated: 08-12-2010 passed in W.P. No's 4950/2008(MV), c/w, WP No.5148/2008, WP 10597/2008, and connected writ petitions was pleased to set aside the routes shown at SI. Nos.6, 43, 68 and 69 of Annexure-VIII of the said notification with the observation that the final notification is not in consonance with the draft agreement dated 1/10/2007 published by the State Government, by reserving liberty to the State Government to come up with a final agreement to be published in terms of subsection (6) of section 88 of the Motor Vehicle Act 1988, in furtherance with the Draft agreement/Notification in No. TRD 2 TMI 2003 dated 01-10-2007 and after bestowing to the representations already received and publish such final agreement/ notification in accordance with law.

In so far as other routes not covered under the draft agreement/Notification are concerned, it is inevitable that the government has to go through the procedure of initial publication in terms of Sub-section (5) of Section 88 of the Act and thereafter finalise the same after receiving and considering the representations etc.

Whereas the State Government in compliance of the observations made by the Hon'ble High Court of Karnataka, in its order dated:

08-12-2010 passed in W.P. No's 4950/2008(MV), c/w, WP No.5148/2008, WP 10597/2008, and connected writ petitions and subsequent modified order dated: 11-03-2013, passed by the Hon'ble High Court of Karnataka in W.A.No.5536-40/2011 (MV) and connected Writ Appeals, a Draft Addendum vide Notification No. SARIE 124 SAENYA 2008, Bangalore, dated: 23/03/2018 to the Notification No. TRD 02 TMI 2003, Bengaluru, dated: 01/10/2007 was published under sub-section (5) of section 88 of the Motor Vehicle Act 1988, for the information of all the persons to make representations/ suggestion if any to be addressed to the Secretary to Government, Transport Department, M.S. Building, Bangalore-560 001.

And whereas, the Addendum vide Notification No. SARIE 124 SAENYA 2008, Bengaluru, dated: 23/03/2018 to the Notification NO. TRD 02 TMI 2003, Bengaluru, dated: 01/10/2007, was challenged before the Hon'ble High Court of Karnataka in WP. No. 720/2021.

The Hon'ble High Court of Karnataka by order dated 24-06-2021, was pleased to dispose the WP. No. 720/2021, with a direction to the State Government that "The concerned official respondents is hereby directed to take note of the petitioner's representation and proceed to finalise notification dated 23.03.2018, vide Annexure-F in accordance with law, if it is not already finalized as on this day".

Accordingly, the representations / suggestions received in response to the Draft Notification No. SARIE 124 SAENYA 2008, Bengaluru, dated: 23/03/2018 the Addendum to the Notification NO. TRD 02 TMI 2003, Bengaluru, dated: 01/10/2007 were heard and considered on 19-01-2022 and 26-05-2022 by the State Government.

And Whereas the State Government after taking into consideration the representations /suggestions along with the orders passed by the Hon'ble High Court of Karnataka and the concurrence given by the Andhra Pradesh state Government vide letter No. 13809/Tr.I.2/2007-5, dated 05th March 2008, in the interest of travelling public, felt the need for modification of the existing Inter-state route which are indicated in serial No.6, 43 & 68 and 69 of Annexure-VIII. The State Government has also given consent for modification of these routes as requested by the Government of Andhra Pradesh in the final 7th Supplemental Interstate agreement, Vide Notification dated 07-03-2008.

Now, therefore the State Government in exercise of the powers conferred by sub-section (6) of Section 88 of Motor Vehicle Act 1988 (Act 59 of 1988), hereby publish the following Final Agreement arrived at between the States of Karnataka and Andhra Pradesh in relation to the routes indicated in serial No.6, 43 & 68 and 69, of Annexure-VIII. The Typographical error crept in the Draft

Notification at Column No. 7 in Annexure-VIII, was mentioned as 116+79=188. In this Notification error is rectified and that shall be read as 195 instead of 188.

SEVENTH SUPPLEMENTAL RECIPROCAL TRANSPORT AGREEMENT

The Inter-state routes in relation to the permits indicated in Column No. 3 are modified as indicated at Column No. 4, in Annexure-VIII of this Notification.

That all the covenants and clauses narrated in the 7th Supplemental Inter State Transport Reciprocal Agreement published in the Notification No. TRD 02 TMI 2003, Bangalore dated 7th March 2008, published in Karnataka Gazette Part IV-A dated: 07-03-2008, and

Notification No. GOMS No. 48 Transport Roads & Buildings (TR.1) 5th March 2008 published in Part-I, Extraordinary Andhra Pradesh Gazette No.129, dated 7th March 2008, as required under sub-section (6) of Section 88 of M.V. Act, 1988, are applicable to the Inter-state routes and Stage carriage permits indicated in Serial No.6, 43, 68 and 69 of Annexure-VIII, of this Notification.

Thus the observations made by the Hon'ble High Court of Karnataka, in its order dated: 08-12-2010 passed in W.P. No's 4950/2008(MV), c/w, WP No.5148/2008, WP 10597/2008, and connected writ petitions and subsequent modified order dated: 11-03-2013, passed by the Hon'ble High Court of Karnataka in W.A.No.5536-40/2011 (MV) and connected Writ Appeals, and order dated 24-06-2021, passed by the Hon'ble High Court of Karnataka in WP. No. 720/2021 is complied with.

By order and in the name of the
Governor of Karnataka,

(PUSHPA V.S)
Under Secretary to Government,
Transport Department.

Annexure-VIII

Statement showing the routes being/ shall be operated by the private operators of Karnataka in Andhra Pradesh

[illegible]

TD/343/TDO/2019

(PUSHPA V.S)
Under Secretary to Government,
Transport Department.